Docket No.: 105916.133US3 PATENT/OFFICIAL

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Billy G. ANDERSON et al

Serial No. 09/968;493

Filed: October 27, 2000

AUG 0 5 200

Group Art Unit: 3732

Examiner: Michael B. Priddy

COMPOSITE BONE GRAFT, METHOD OF MAKING AND USING SAME

## INFORMATION DISCLOSURE STATEMENT

Honorable Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

ON THE STATE OF TH The PTO did not receive the following listed item(s).

In accordance with the provisions of 37 C.F.R. 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the documents listed on the attached form PTO-1449. It is respectfully requested that the documents be expressly considered during the prosecution of this application, and that the documents be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

In accordance with 37 C.F.R. § 1.97(g) and (h), the filing of this IDS should not be construed as a representation that a search had been made or that information cited is, or is considered to be, material to patentability as defined in 37 C.F.R.§ 1.56 (b), or that any cited document listed or attached is (or constitutes) prior art. Unless otherwise indicated, the date of publication indicated for an item is taken from the face of the item, and Applicant reserves the right to prove that the date of publication is in fact different.

The references listed on Sheets 1 of Form PTO-1449 were cited by or submitted to the U.S. Patent and Trademark Office in parent application Serial No. 09/368,263, filed August 3, 1999, which is relied upon for an earlier filing date under 35 USC § 120. Copies of these

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Serial No. 09/968,493

references are not attached under 37 CFR 1.98(d).

The referenced patent application was allowed on June 24, 2004. Applicant petitions for consideration of the enclosed documents by the Examiner. The petition fee of \$180.00 pursuant to 37 CFR § 1.17(p) is attached. No item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing this certification, after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in § 1.56(c) more than three months prior to the filing of the information disclosure statement. The Commissioner is authorized to charge any deficiency in any fees pursuant to 37 CFR § 1.17 associated with this communication and to credit any excess payment to Deposit Account No. 08-0219.

The Commissioner is authorized to charge any deficiency in any fees pursuant to 37 CFR § 1.17 associated with this communication and to credit any excess payment to Deposit Account No. 08-0219.

Respectfully submitted,

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Date: 5

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## INFORMATION DISCLOSURE CITATION IN AN APPLICATION

(PTO-1449)

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	ATTY. DOCKET NO.	SERIAL NO.					
	105916.133US3 09/968,493						
	APPLICANT Billy G. ANDERSON e	t al.					
	FILING DATE	GROUP					
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.

SHEET 2 OF 2

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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.